

**SO ORDERED.****SIGNED this 9th day of January, 2017.**

LENA MANSORI JAMES

UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF NORTH CAROLINA

In Re:

ORDER CONFIRMING PLAN  
CHAPTER 13

HIAWATHIA BERRY THOMAS                      xxx-xx-8427  
1610 N.E. Ashley School Circle  
Winston-Salem, NC 27105

Case No. B-16-50952 C-13W

Debtor(s)

This case came before the Court, after notice and opportunity for hearing, for confirmation of the Chapter 13 plan proposed in this case; and IT APPEARING to the Court as follows:

- I. The Trustee in this case is Kathryn L. Bringle, Standing Trustee, P. O. Box 2115, Winston-Salem, North Carolina 27102-2115;
- II. The attorney for the Debtor(s) is John T. Orcutt;
- III. Under the final plan (the "Plan") as proposed:

**A. Plan Payments**

1. The Debtor(s) is/are to make monthly payments to the Trustee which are to be disbursed by the Trustee in accordance with the Plan and this Order;
2. The monthly plan payment to the Trustee is \$135.00 for October through December 2016 then \$244.00 beginning January 2017;

**B. Administrative Costs**

1. **Attorney Fees.** The Attorney for the Debtor(s) is allowed the base fee of \$4,500.00. The Attorney has received \$0.00 from the Debtor(s) pre-petition and the remainder of the base fee will be paid by the Trustee as funds are available.
2. **Trustee costs.** The Trustee will receive from all disbursements such amount as approved by the Court for payment of fees and expenses.

**C. Priority Claims**

Any timely filed claims entitled to priority under 11 U.S.C. §507, on behalf of the entities listed below, will be paid in full in deferred cash payments unless otherwise indicated.

**1. Domestic Support Obligations ("DSO")**

**Recipient: Adele Palmer**

**Ongoing monthly payments will be made directly by the Debtor.**

**2. Internal Revenue Service**

**3. North Carolina Department of Revenue**

**4. Forsyth County Tax Collector**

**D. Secured Claims**

**1. Secured Claims To Be Paid In Full - Real Property**

Creditor & Property	Claim Filed (Y/N)	Amount of claim	Monthly Payment	Interest Rate
Forsyth County Tax Collector Real property taxes To be paid directly by the Debtor	N	\$425.00 estimated		

**2. Secured Claims To Be Paid In Full - Personal Property**

Creditor & Property	Claim Filed (Y/N)	Claim Amount	Monthly Payment	Interest Rate	AP Payment
Santander Consumer USA, Inc. 2010 Ford F-150	Y	\$7,400.97	\$74.00 AP payment then \$230.00 beginning November 2017	5.5%	\$74.00

**3. Property To Be Released.**

*Upon timely filing of a claim documenting a non-preferential perfected lien the following property is released for liquidation and the creditor is allowed 180 days (for real property) and 120 days (for personal property) from the date of entry of this Order to file a documented deficiency claim after liquidating the property. The automatic stay and co-debtor stay, if applicable, are lifted as to the property released. The requirements of Rule 3002.1 are terminated.*

Creditor	Property to be Released	Claim filed (Y/N)
Capital One/Kawasaki	2007 Kawasaki Ninja motorcycle	N

**E. General Unsecured Claims Not Separately Classified.**

General unsecured claims not separately classified will be paid as funds become available after payment of costs of administration. The estimated dividend to general unsecured claims is 0%.

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- F.** The Debtor(s) will pay **THE GREATER OF** the amount necessary to pay all allowed costs of administration, priority and secured claims in full, with the exception of continuing long term debts, **OR** a **minimum** of 36 monthly plan payments, with the plan to be reviewed in twelve (12) months and periodically thereafter for plan payment adjustments;
- G.** The terms and provisions of the Amended Standing Order dated March 11, 2016 are incorporated in this Order and are available on the Court's website at **[www.ncmb.uscourts.gov](http://www.ncmb.uscourts.gov)**
- H.** **IT FURTHER APPEARING** to the Court that the Plan complies with the requirements of 11 U.S.C. §1325; therefore, it is

**ORDERED** that the Plan is confirmed.

END OF DOCUMENT

PARTIES TO BE SERVED

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Kathryn L. Bringle  
Chapter 13 Trustee  
P O Box 2115  
Winston Salem, NC 27102-2115